



www.nccbi.org

North Carolina Citizens for Business & Industry

P.O. Box 2508, Raleigh, NC 27602 • 225 Hillsborough Street, Suite 460, Raleigh, NC 27603 • Telephone: (919) 836-1400 • Fax: (919) 836-1425

Executive Committee:

- William Cavanaugh III
Raleigh
- William A. Coley
Charlotte
- Frank E. Emory
Charlotte
- John A. Forlines Jr.
Granite Falls
- David P. Huskins
Linville Falls
- Darleen M. Johns
Raleigh
- Kelly S. King
Winston-Salem
- George W. Little
Southern Pines
- Henry E. Miller Jr.
Wilmington
- Stephen P. Miller
Asheville
- R. V. Owens
Nags Head
- Suzanne D. Sattelle
Jacksonville
- Pope Shuford
Hickory
- Will B. Spence Jr.
Charlotte
- Dr. Patricia Sullivan
Greensboro
- C. Avery Thomas
Burlington
- N. Bradley Thompson Jr.
Charlotte
- Dr. Julianne Still Thrift
Winston-Salem
- Edward L. Weisiger Jr.
Charlotte
- Paul M. Wiles
Winston-Salem

Chairmen Emeriti:

- L. M. Baker Jr.
Winston-Salem
- Edwin B. Borden
Goldsboro
- Thomas W. Bradshaw Jr.
Raleigh
- Richard L. Daugherty
Raleigh
- Malcolm E. Everett III
Charlotte
- John O. McNairy
Kinston
- Earl N. Phillips Jr.
High Point
- Sherwood H. Smith Jr.
Raleigh
- G. Smedes York
Raleigh
- Charles E. Zeigler Jr.
Gastonia
- Stephen P. Zelnak Jr.
Raleigh

Presidents Emeriti:

- Ivie L. Clayton
- Edward L. Rankin Jr.

Ms. Renata Hesse
Trial Attorney
Antitrust Division
Department of Justice
601 D Street NW, Suite 1200
Washington, DC 20530

Dear Ms. Hesse:

As president of North Carolina Citizens for Business and Industry, I would like to heartily endorse the settlement that has been reached and signed off on in the Microsoft case. With the Department of Justice, nine state attorneys general and Microsoft in agreement, I hope that Judge Kollar-Kotelly will approve it as soon as possible.

The group that I head is the largest business association in the tenth largest state in America. For many years, North Carolina has been rated as one of the top states in which to do business. One of the chief goals of our organization is to continue to improve that situation so that industry will move into our state and provide jobs for all our citizens. That is also why NCCBI has worked on many programs in education and job training as well.

One of our key growth industries has been high technology. Even Microsoft itself has a facility in Charlotte that provides high-paying jobs to more than 1,000 technical workers in the area. And that is why, from the beginning, we believe that the lawsuit filed by the Department of Justice was not in the best interest of our state.

However, now that there is a settlement on the table, I would hope that it would go through quickly so that Microsoft can be freer to keep innovative products flowing into the marketplace. Our state has suffered a great deal because of the downturn in our traditional core industries and now is feeling the effects of cutbacks in high tech and telecommunications. The last thing we need is further government intervention into this marketplace, holding up economic progress.

I was highly pleased when our own attorney general Roy Cooper withdrew the state's lawsuit against Microsoft and signed on to the national settlement. This is the kind of positive move that I hope will influence this case to come to settlement.

Sincerely,

Phillip J. Kirk, Jr.
President

PJKjr/bcf

Gordon S. Myers, Asheville, *Chair of the Board* • James B. Hyler Jr., Raleigh, *First Vice Chair*
Sue W. Cole, Greensboro, *Second Vice Chair* • R. Horace Johnson, Raleigh, *Treasurer* • Phillip J. Kirk Jr., Raleigh, *President/Secretary*



www.nccbi.org

North Carolina Citizens for Business & Industry

P.O. Box 2508, Raleigh, NC 27602 • 225 Hillsborough Street, Suite 460, Raleigh, NC 27603 • Telephone: (919) 836-1400 • Fax: (919) 836-1425

Executive Committee:

- William Cavanaugh III
Raleigh
- William A. Coley
Charlotte
- Frank E. Emory
Charlotte
- John A. Foulkes Jr.
Granite Falls
- David P. Huskins
Linville Falls
- Darleen M. Johns
Raleigh
- Kelly S. King
Winston-Salem
- George W. Little
Southern Pines
- Henry E. Miller Jr.
Wilmington
- Stephen P. Miller
Asheville
- R. V. Owens
Nags Head
- Susanne D. Sartelle
Jacksonville
- Pope Shuford
Hickory
- Will B. Spence Jr.
Charlotte
- Dr. Patricia Sullivan
Greensboro
- C. Avery Thomas
Burlington
- N. Bradley Thompson Jr.
Charlotte
- Dr. Julianne Still Thrift
Winston-Salem
- Edward L. Weisiger Jr.
Charlotte
- Paul M. Wiles
Winston-Salem

Chairmen Emeritus:

- L. M. Baker Jr.
Winston-Salem
- Edwin B. Borden
Goldsboro
- Thomas W. Bradshaw Jr.
Raleigh
- Richard L. Daugherty
Raleigh
- Malcolm E. Everett III
Charlotte
- John O. McNairy
Kinston
- Earl N. Phillips Jr.
High Point
- Sherwood H. Smith Jr.
Raleigh
- G. Smedes York
Raleigh
- Charles E. Zeigler Jr.
Gastonia
- Stephen P. Zelnak Jr.
Raleigh

Presidents Emeritus:

- Ivie L. Clayton
- Edward L. Rankin Jr.

Fax Transmittal Form

NCCBI Fax Number: (919) 836-1425

To: Ms. Renata HesseFax Number: 202-616-9937Company/Department: DOJ/Antitrust DivisionFrom: Phillip J. Kirk, Jr.Date: 1-17-02Number of Pages(including cover): 2

Comments: In case mail is slow,
we wanted you to have this
promptly.

Gordon S. Myers, Asheville, *Chair of the Board* • James B. Hyler Jr., Raleigh, *First Vice Chair*Sue W. Cole, Greensboro, *Second Vice Chair* • R. Horace Johnson, Raleigh, *Treasurer* • Phillip J. Kirk Jr., Raleigh, *President/Secretary*

MTC-00031381_0002